IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.364 OF 2006

In the matter of Sections 391 to 394 of the Companies Act, 1956;

and

In the matter of Patel On Board Couriers Limited;

and

In the matter of Scheme of Amalgamagion between Patel On-Board Couriers Limited and Patel Roadways Limited.

Patel On-Board Couriers Limited .. Petitioner

WITH

COMPANY PETITION NO.365 OF 2006

In the matter of Sections 391 to 394 of the Companies Act, 1956;

and

In the matter of Patel On Board Couriers Limited;

and

In the matter of Scheme of Amalgamagion between Patel On-Board Couriers Limited and Patel Roadways Limited.

Patel Roadways Limited .. Petitioner

Mr.Rishabh Shah i/b. Crawford Bayley & Co. for petitioner
Ms.K.V.Gautam, Dy.O.L. present
Mr.C.J.Joy with R.C.Master & M.M.Goswami i/b. Dr.T.C.Kaushik for R.D. in both.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 11th August 2006.

P.C.

. These petitions seek sanction of this Court to the scheme of amalgamation. As a consequence of the scheme, there will be change in the name of petitioner and increase in the authorised share capital of the transferee company.

2. The scheme has been set out in the petition with its salient features as also copies

thereof annexed. Necessary particulars are furnished including those pertaining to the financial position. Meetings have been dispensed with as the consent letters are annexed to the affidavit in support.

3. The scheme has been examined by both Regional Director as also O.L. It is pointed out by the R.D. that Form No.5 is not filed. Learned Advocate for petitioner undertakes to file the same within four weeks from today. Save and except this the R.D. has pointed out that the scheme is not prejudicial to the interest of share holders, creditors and public interest.

4. O.L. report refers to scrutiny of the books of accounts as also records and papers by the Auditors and the same are annexed to the report/affidavit of O.L. Auditors have given the opinion that the on verification of the accounts and other documents, the scheme does not appear

to be prejudicial to public at large, share holders and creditors.

5. In the light of the above, both the petitions are made absolute in terms of prayer clauses (a) to (j).

6. Cost of Regional Director and O.L. quantified at Rs.2500/- each.

7. Drawn up order dispensed with. All concerned to act on an authenticated copy of this order duly authenticated by Company Registrar.

(S.C.Dharmadhikari, J)